



IPW

520.43454X00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Mutsumi HOSOYA
Serial No.: 10/768,669
Filed: February 2, 2004
For: DATA TRANSFER METHOD AND DISK CONTROL UNIT
USING IT
Group: 2182
Examiner: A. Chen

STATEMENT OF SUBSTANCE OF INTERVIEW

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

September 15, 2005

Sir:

On September 1, 2005, a telephone interview was conducted between Frederick D. Bailey, counsel to Applicant, and Examiner Alan Chen.

Applicant's separate statement of substance of interview follows:

Mr. Bailey requested withdrawal of the restriction based on similarity of the claims, where they would not place undue burden on the Examiner. Upon review of the claims, Examiner Chen agreed the claims would not pose undue burden in a search of the claims collectively. Examiner Chen maintained the groups stated in the Restriction Requirement mailed August 16, 2005 are still independent and distinct based on the details of the preamble in the claims regarding the disk control unit, and thus warranting a restriction, but will consider withdrawal of the restriction.

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To the extent necessary, Applicant petitions for an extension of time under 37 CFR 1.136. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, or credit any overpayment of fees, to the deposit account of Mattingly, Stanger & Malur, Deposit Account No. 50-1417 (referencing attorney docket no. 520.43454X00).

Respectfully submitted,

MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C.



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